

SAO

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*Attorneys for Plaintiffs**Jennifer Wyman, Bear Wyman,**and the Estate of Charles Wyman***UNITED STATES DISTRICT COURT****DISTRICT OF NEVADA**WESCO INSURANCE COMPANY, as subrogee
of its insured, NICKELS AND DIMES
INCORPORATED,

Plaintiff,

vs.

SMART INDUSTRIES CORPORATION d/b/a
SMART INDUSTRIES CORP, MFG, an Iowa
corporation,

Defendants.

JENNIFER WYMAN, individually; BEAR
WYMAN, a minor, by and through his natural
parent JENNIFER WYMAN; JENNIFER
WYMAN and VIVIAN SOOF, as Joint Special
Administrators of the ESTATE OF CHARLES
WYMAN; and SARA RODRIGUEZ, natural
parent and guardian ad litem of JACOB WYMAN,

Plaintiffs,

Case No. 2:16-cv-01206-JCM-EJY

**STIPULATION AND ORDER FOR
EXTENSION OF TIME FOR
PLAINTIFFS TO FILE REPLIES TO
PLAINTIFFS' MOTION TO
WITHDRAW ALL NEGLIGENCE
CLAIMS AND COUNTERMOTION
FOR RECONSIDERATION (First
Request)**CONSOLIDATED WITH
Case No. 2:16-cv-02378-JCM-CWH

1 vs.

2 SMART INDUSTRIES CORPORATION, d/b/a
3 SMART INDUSTRIES CORP., MFG, an Iowa
4 corporation, HI-TECH SECURITY INC., a Nevada
5 corporation; WILLIAM ROSEBERRY;
6 BOULEVARD VENTURES, LLC, a Nevada
7 corporation; DOES I thought V; DOES 1 thought
8 10; BUSINESS ENTITIES I through V; and ROE
9 CORPORATIONS 11 through 20, inclusive,

10 Defendants.

11 HI-TECH SECURITY, INC; and WILLIAM
12 ROSEBERRY,

13 Third-Party Plaintiffs,

14 vs.

15 NICKELS AND DIMES INCORPORATED,

16 Third-Party Defendant.

17 On August 25, 2020, Wyman Plaintiffs' filed their Motion to Withdraw All Negligence
18 Based Claims (ECF No. 270). On September 8, 2020, Defendant Smart Industries Corporation
19 filed a Stipulation and Order to extend its Opposition deadline until September 15, 2020 (ECF
20 No. 274). Wyman Plaintiffs' Reply to Defendant Smart Industries Corporation's Conditional
21 Opposition to Wyman Plaintiffs' Motion to Withdraw All Negligence Based Claims (ECF No. 278)
22 is currently due September 22, 2020. Counsel for Defendant Smart and Wyman Plaintiffs have
23 agreed to a one-week extension of time for Wyman Plaintiffs to file their Reply in Support of
24 their Motion, which would make the response due on September 29, 2020.

25 On August 18, 2020, Defendant Smart Industries filed its Motion for Reconsideration of
26 the Court's July 22, 2020 Order (ECF No. 200) Regarding Special Damages (ECF No. 269). On
27 September 1, 2020, Wyman Plaintiffs filed their Opposition to Defendant Smart's Motion for
28

Reconsideration and their Countermotion for Reconsideration (ECF No. 271). On September 8, 2020, Defendant Smart Industries Corporation filed a Stipulation and Order to extend the deadline to its Reply in Support of its Motion for Reconsideration and Opposition to Wyman Plaintiffs' Countermotion until September 15, 2020 (ECF No. 274). Wyman Plaintiffs' Reply to Defendant Smart Industries Corporation's Opposition to Wyman Plaintiffs' Countermotion (ECF No. 277) is currently due September 22, 2020. Counsel for Defendant Smart and Wyman Plaintiffs have agreed that the Wyman Plaintiffs will file its Reply in Support of their Countermotion on September 29, 2020.

This Stipulation is submitted in good faith and is not interposed for purposes of delay. Due to unexpected delays and having not received Defendant Smart's Oppositions until September 15, 2020, with this Court's approval, the parties hereby agree that that the deadline for Wyman Plaintiffs to file the above-mentioned briefs, shall be extended by one week, or such other time as deemed appropriate by the Court. As such, the deadline for filing said briefs shall be September 29, 2020.

This is the first request to extend the deadline for filing Wyman Plaintiffs' Replies in Support of their Motion to Withdraw All Negligence Claims and Countermotion for Reconsideration.

Respectfully submitted by:

Approved as to Form and Content by:

DATED this 22nd day of September, 2020.

DATED this 22nd day of September, 2020.

/s/ Tracy A. Eglet, Esq.

/s/ Joseph R. Meservy, Esq.

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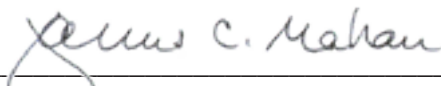
Attorneys for Defendant

Smart Industries Corporation

ORDER

Based upon the Stipulation of the parties hereto, and for good cause, IT IS HEREBY ORDERED, that the Stipulation to Extend hereinabove is hereby Granted.

DATED September 23, 2020.


UNITED STATES DISTRICT JUDGE

From: [Brittney Glover](#)
To: [Kiera Buckley](#)
Subject: FW: Wyman - SAO Extend Reply Deadline
Date: Tuesday, September 22, 2020 10:58:44 AM
Attachments: [image001.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[image006.png](#)
[image007.png](#)
[20200922_SAOExtendDeadlines.docx](#)

Good morning,

Can you please get this stipulation on file [REDACTED]

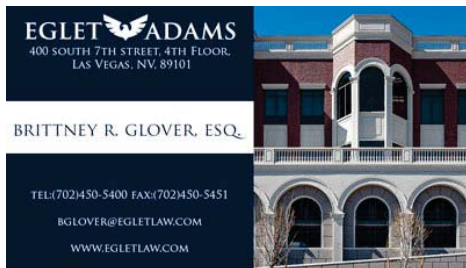
From: Joseph R. Meservy <jmeservy@lvnlaw.com>
Sent: Tuesday, September 22, 2020 10:39 AM
To: Brittney Glover <bgllover@egletlaw.com>
Cc: Deborah Sagert <dsagert@lvnlaw.com>; MaryAnn Dillard <MDillard@lvnlaw.com>
Subject: RE: Wyman - SAO Extend Reply Deadline


Thanks for making the changes Brittney. You may affix my e-signature.

Joseph R. Meservy, Esq.

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